

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47776 of 2019

Arising Out of PS. Case No.-382 Year-2018 Thana- FATEHPUR District- Gaya

Sundar Yadav Son of Mahavir Yadav Resident of Village - Tinanma, P.S.-
Fatehpur, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Vishwa Ranjan Choudhary, Advocate
For the Opposite Party/s	:	Mr. Satya Nand Shukla, A.P.P.
For the Informant	:	Mr. Ajay Kumar Singh, Advocate

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 16-11-2019 Heard learned counsel for the petitioner, learned
counsel for the informant and learned A.P.P. for the State.

The petitioner is apprehending his arrest in connection
with Fatehpur P.S. Case No. 382 of 2018 for the offence
registered under Sections 341, 323, 307, 504, 34 of the Indian
Penal Code.

Case diary of the case has been called for and
received.

Learned counsel for the petitioner submits that though
there is specific allegation against the petitioner the
investigation has revealed that there is no specific evidence
implicating the petitioner in the instant case. He further submits
that in the supervisory note of the diary, the authority has not
found anything against the present petitioner.



Learned counsel for the informant submits that it is very much apparent from the perusal of the case diary that the petitioner has inflicted blow which caused injuries that have been found to be grievous. He further submits that in view of the specific allegation and the injury has been found grievous, he is not entitled to grant anticipatory bail.

Learned counsel for the State, after perusal of case diary, submits that the allegation against the petitioner of having caused grievous injury stands substantiated by the case diary.

In view of the aforementioned facts and circumstances, I am not inclined to grant anticipatory bail to the petitioner. It is, accordingly, rejected. However, in case the petitioner surrenders within a period of six weeks from today, the Court below shall consider the facts and circumstances on the same day and pass appropriate orders.

(Anjana Mishra, J)

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